

AGENDA



Thursday, May 22, 2008

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION**

Item No. 8

Subject: Authorize negotiation and execution of an amendment to the professional services agreement with EARTH TECH, INC., Austin, TX, to provide program management services for the Austin Clean Water Program through December 2009 in the amount of \$1,477,000 for a total contract amount not to exceed \$36,488,316.

Amount and Source of Funding: Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility.

Fiscal Note: A fiscal note is attached.

For More Information: Charles Muela, P.E. 974-7124, Gopal Guthikonda, P.E. 972-0240, Robin Field 974-7064

MBE/WBE: This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 31.1% MBE and 17.8% WBE subconsultant participation.

Boards and Commission Action: To be reviewed by the Water and Wastewater Commission May 21, 2008.

Prior Council Action: Council approved the original Professional Services Agreement October 11, 2001. Council approved Supplemental Amendments to the PSA November 21, 2002, March 27, 2003, December 04, 2003, June 10, 2004, December 16, 2004 and December 6, 2007.

The City of Austin developed the Austin Clean Water Program (ACWP) to comply with an Administrative Order received in April, 1999 from the U.S. Environmental Protection Agency requiring the elimination of overflows in the City of Austin's wastewater collection system. The deadline for complying with the Administrative Order is June 30, 2009.

To satisfy the requirements and meet the deadline for complying with the Administrative Order, the City hired Earth Tech, Inc. in October, 2001 to provide Program Management Consultant services for the ACWP. To date, these services have included:

- Identification and prioritization of specific collection system rehabilitation and reconstruction projects;
- Management and coordination of the design and construction of the identified projects;
- Community outreach, creation and maintenance of a construction awareness website which provides detailed overview of each project under construction, construction schedules and impacts on streets. The website is managed by the Austin Water Utility;
- Implementation of the Program which has enhanced the City's identity as an environmentally friendly city and provided national recognition for a program that has successfully implemented the wastewater collection system improvements that included rehabilitation, new construction, and maintenance enhancement;

- Development and adoption of a new permitting process which coordinates the review processes of various City departments to meet the time constraints required by the Administrative Order while still meeting the City's requirements and being good stewards of the environment;
- Development of an enhanced maintenance program for the City's wastewater infrastructure to meet the immediate needs;
- Assistance to the Austin Water Utility in the development of a "CMOM" (Capacity, Management, Operations and Maintenance) plan for the long term effective management of the wastewater collection system; and
- Assistance to the Austin Water Utility to obtain Federal grant funding for the rehabilitation of the wastewater collection system.

This request will provide authorization for the ACWP Program Management Consultant and Construction Management services for the remaining period of the Program. The existing authorization for Program Management Consultant services is expected to be exhausted by July 2008. This additional funding authorization is requested in order to complete and close out the Program which will require some work activities throughout calendar year 2009.

Total estimated program cost is approximately \$400 million with over 100 wastewater pipeline projects that will be completed.

Original contract was executed with a completion date to coincide with the AO deadline of December 2007. City of Austin presented to the US EPA the impacts on quality of life due to concentrated construction throughout the City in such a short period of time, and received an extension of the deadline to June 2009. Program services were extended through 2009 to coincide with the new deadline at a reduced level of effort without providing any additional funding authorization.